IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LODGING) NO.1234 OF 2005

Bhagvatiappan and 4 others Petitioners

versus

Bharatiya Vidyapeeth & 3 others Respondents

Sandesh More with Ms.K.Kannan for petitioners.

M.D.Naik for respondents 2 and 3.

CORAM : H.L.GOKHALE AND
S.C.DHARMADHIKARI, JJ.

DATE : 4th May 2005

PC :

1. Heard Mr.Sandesh More in support of this petition. Mr.Naik, AGP appears for respondents 2 and 3. Petitioners have taken admission on reserved seats. They were required to get their caste claim scrutinized from the Scrutiny Committee. As far as petitioner nos.3, 4 and 5 are concerned, their claims have been scrutinized and they have received letters holding that they belong to reserved categories. Their only problem is that certificates have received belatedly. As far as petitioner no.2 is concerned, his claim is pending before the

committee. The claim of petitioner no.1 has been rejected. Mr.More, therefore, seeks to restrict this petition to petitioner nos.2 to 5. In view of what is stated above which will not be disputed as far as petitioner nos.3 to 5 are concerned, we condone the delay in obtaining caste certificates. Their education will continue without any hindrance. As far as respondent no.2 is concerned, he will attend to the scrutiny committee at the earliest whenever called and will co-operate with them. In the mean while he should be allowed to appear for the examination. The final order of Scrutiny Committee, if adverse to him, will not be acted upon for a period of two weeks after being served upon him.

2. As far as petitioner no.1 is concerned, we allow the first petitioner to file a separate petition against the order whereby his caste claim has been rejected. Petition stands disposed of in these terms.

(H.L.GOKHALE, J.)

(S.C.DHARMADHIKARI, J.)